IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

WRIT PETITION NO. 6176 /2005

PETITIONER

IC 41056F Lt. Col. M.K. Sharma,
S/o. Late Shri S.R. Sharma,
Aged about 48 years,
Occupation – Defence Services,
Presently working as Head Works,
S.F. Complex (DRDO),
Jagdalpur - 494001 (C.G.)

P.R. No. 6236/05
Presented by Akhilesh Dalpati
dated 5/12/05

VERSUS

RESPONDENTS

1. Union of India,
Through Defence Secretary,
Ministry of Defence, Govt. of India,
New Delhi

2. Military Secretary Branch (MS-3B),
Army Headquarter,
DHQ P.O. New Delhi – 110011.

3. HQ DRDO,
Directorate of Personnel PERS-4,
B Wing, Sena Bhawan,
New Delhi – 110011.

4. Director,
ASL Kanchan Bagh,
Hyderabad (A.P.)

5. General Manager,
S.F. Complex (DRDO),
Jagdalpur – 494001 (C.G.)

5/12/05
for THAKUR VIJAY SINGH
Asst. C.
CHHATTISGARH HIGH COURT
High Court Complex, Bilaspur (C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF MANDAMUS, CERTIORARI, PROHIBITION AND FOR OTHER SUITABLE WRIT OR WRITS, ORDER OR ORDERS, DIRECTION OR DIRECTIONS.

The petitioner, above named, most humbly and respectfully submits as under :-

01. **PARTICULARS OF THE PETITIONER** :

As state above in the cause title.

02. **PARTICULARS OF THE RESPONDENTS** :

As stated above in the cause title.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर 51

W.P. No. 6176/2005

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

15-12-2005

Shri Manindra Shrivastava, Sr. counsel with Shri Ashish Shrivastava, for the petitioner.

Shri S.K. Beriwal, Standing Counsel for Union of india.

Heard.

Learned counsel for the petitioner submits that vide order dated 10-11-2005, the petitioner has been transferred from Head Works, S.F. Complex 9DRDO), Jagdalpur to SO 1(L) Eastern Air Command, Shilong.

The matter came up for hearing on 8-12-2005 and counsel for Union of India sought time and prayed for listing of the case on 12-12-2005. it however came up for hearing on 14-12-2005 and on request, the case was listed today.

Learned counsel for respondents submits that he has not been able to seek instructions and wants three weeks time.

Counsel for the petitioner on the other hand submits that he had submitted a representation in view a decision of Hon'ble Supreme Court in the case of Director of School Education, Madras and others –v- O. Karuppa Thevan and another reported in (1994) Suppl. 2 SCC 666, regarding school going children, that may be considered and in the meanwhile, interim protection may be given to him.

Learned counsel for the respondents was asked as to how much time will be taken to decide the representation. He states that the representation will be decided within a month.

Having considered the facts and circumstances of the case and material on record, it is directed that the representation submitted by the petitioner be decided as early as possible preferably within a period of one

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... WP 6176/05 ..... **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	month and till the representation is decided, the petitioner be allowed to continue. The petition is accordingly disposed of. The pending application, if any also stands disposed of. Certified copy as per rules. Sd/- Fakhruddin Judge	